



26405

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF:

JUN 28 1994

HSE-5J/EERB

CERTIFIED MAIL  
RETURN RECEIPT REQUESTED

Detroit Gasket Company  
c/o Indian Head Industries, Inc.  
26899 Northwestern Hwy.  
Suite 400  
Southfield, MI 48083

Re: Nankin Township Dump Site (formerly known as Denski Landfill Site) in Westland, (Wayne County), Michigan

Dear Sir or Madam:

On May 9, 1994, the United States Environmental Protection Agency (U.S. EPA) issued an information request to Detroit Gasket Company pursuant to Section 104(e) of the Comprehensive Environmental Response, Compensation and Liability Act (CERCLA) as amended, 42 U.S.C. Section 9604(e). The information request was served on Detroit Gasket in care of Indian Head Industries, Inc., by certified mail on June 6, 1994. This information request required Detroit Gasket Company to provide certain documents and information within twenty (20) days of the Information Request (see attached).

Although the deadline for Detroit Gasket Company's response has passed, U.S. EPA has not received any response to the information request. U.S. EPA therefore requests that you comply immediately with that information request. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 CFR 2.203(b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent, and only by means of the procedures, provided in 40 CFR Part 2, Subpart B. If no such claim accompanies the information when it is received by U.S. EPA, it may be made available to the public by U.S. EPA without further notice to Detroit Gasket Company.

Continued failure to comply with U.S. EPA's information request, or to adequately justify such failure to respond, may subject Detroit Gasket Company to an enforcement action seeking to compel compliance and collect penalties of up to \$25,000 per day of noncompliance pursuant to Section 104(e)(5) of CERCLA, 42 U.S.C. Section 9604(e)(5). U.S. EPA has the authority to use the



-2-

information requested herein in an administrative, civil, or criminal action.

Please contact Catherine Garypie, Assistant Regional Counsel, at (312) 886-7936, if you have any legal question regarding this matter. All other questions should be directed to Linda Beasley, Emergency Support Section, at (312) 353-2071.

Sincerely yours,

A handwritten signature in cursive script, appearing to read "Richard C. Karl".

Richard C. Karl, Chief  
Emergency and Enforcement Response Branch



UNITED STATES ENVIRONMENTAL PROTECTION AGENCY  
REGION 5  
77 WEST JACKSON BOULEVARD  
CHICAGO, IL 60604-3590

REPLY TO THE ATTENTION OF

MAY 09 1994

HSE-5J

**CERTIFIED MAIL**  
**RETURN RECEIPT REQUESTED**

Re: Request for Information Pursuant to Section 104(e) of CERCLA for the Nankin Township Dump Site (formerly known as Denski Landfill Site in Westland, (Wayne County), Michigan.

Dear Sir or Madam:

The United States Environmental Protection Agency (U.S. EPA) is currently investigating the source, extent and nature of the release or threatened release of hazardous substances, pollutants or contaminants, at the Nankin Township Dump, located near the intersection of Cowan and Warren Roads, in Westland, (Wayne County), Michigan, hereinafter referred to as the "Site" (See parcels P1, P2, P3 and 1 on Attachment A to this Information Request). This investigation requires inquiry into the generation, storage, treatment, and disposal of such substances that have been or threaten to be released at the Site. U.S. EPA is also investigating the ability of persons connected with the Site to pay for or perform a clean-up of the Site.

Pursuant to the authority of Section 104(e) of the Comprehensive Environmental Response Compensation and Liability Act (CERCLA), 42 U.S.C. Section 9604(e), as amended by the Superfund Amendments and Reauthorization Act of 1986 (SARA), Pub. L. 99-499, you are hereby requested to respond to the Information Requests enclosed. Compliance with the enclosed Information Requests is mandatory. Failure to respond fully and truthfully to each and every Information Request within twenty (20) days of receipt of this letter, or to adequately justify such failure to respond, can result in enforcement action by U.S. EPA pursuant to Section 104(e)(5) of CERCLA which, as amended, authorizes the United States to seek penalties from a Federal Court of up to twenty-five thousand dollars (\$25,000) for each day of continued non-compliance. "Non-compliance" is considered by U.S. EPA to be not only failure to respond to the Requests but also failure to



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respond completely and truthfully to each Request. Please be further advised that provision of false, fictitious, or fraudulent statements or representations may subject you to criminal penalties of up to ten thousand dollars (\$10,000) or up to five (5) years of imprisonment or both under 18 U.S.C. Section 1001. The U.S. EPA has the authority to use the information requested herein in an administrative, civil or criminal action.

This Information Request is directed to your company, its officers, directors and employees, and its subsidiaries, divisions, facilities and their officers, directors and employees. The relevant time period for this request is January 1, 1940 to the present. This Information Request is not subject to the approval requirements of the Paperwork Reduction Act of 1980, 44 U.S.C. Section 3501, et seq.

Your response to this Information Request should be mailed to:

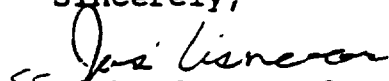
Linda Beasley  
Emergency Support Section  
U.S. Environmental Protection Agency, HSE-5J  
77 West Jackson Boulevard  
Chicago, Illinois 60604

Please direct any questions you may have to Linda Beasley at (312) 353-2071. If you have any legal questions contact Catherine Garypie at (312) 886-7936.

Due to the seriousness of the problem at the Site and the legal ramifications of your failure to respond promptly and properly, U.S. EPA strongly encourages you to give this matter your immediate attention and to respond to these Information Requests within the time specified above.

Thank you for your cooperation in this matter.

Sincerely,

  
Richard C. Karl, Chief  
Emergency & Enforcement Response Branch

Enclosure

INSTRUCTIONS

1. A separate response must be made to each of the questions set forth in this Information Request.
2. Precede each answer with the number of the Information Request to which it corresponds.
3. In answering each Information Request, identify all contributing sources of information.
4. If information not known or not available to the Respondent as of the date of submission of its response should later become known or available, Respondent must supplement its response to U.S. EPA. Moreover, should the Respondent find, at any time after the submission of its response that any portion of the submitted information is false or misrepresents the truth, respondent must notify U.S. EPA as soon as possible.
5. For each document produced in response to this request for Information, indicate on the document, or in some other reasonable manner, the number of the question to which it responds.
6. You must respond to the Information Request on the basis of all information and documents in your possession, custody or control or in the possession, custody or control of your former or current employees, agents, servants, contractors or attorneys. Furnish such information as is available to you, regardless of whether or not it is based on personal knowledge, and regardless of source.
7. Your response should be accompanied by a notarized affidavit from a responsible company official or representative stating that a diligent record search has been completed and that there has been a diligent interviewing process with all present and former employees who may have knowledge of the operations, hazardous substance use, storage, treatment, releases, spills, disposal or handling practices of the Respondent between January 1, 1940 and the present. To the extent that any information you provide relating to these Requests is based on your personal knowledge, or the personal knowledge of your employees, agents, or their representatives, this information shall be in the form of a notarized affidavit.
8. If any documents requested herein have been transferred voluntarily or involuntarily to others or have been otherwise disposed of, identify each such document, identify the person to whom it was transferred, describe the circumstances surrounding such transfer or other disposition, and state the date or approximate date of such transfer or other disposition.

9. The information requested herein must be provided notwithstanding its possible characterization as confidential information or trade secrets. You may, if you desire, assert a business confidentiality claim covering part or all of the information requested, in the manner described by 40 C.F.R. 2.203(b). Information covered by such a claim will be disclosed by U.S. EPA only to the extent, and only by means of the procedures set forth in 40 C.F.R. Part 2, Subpart B. [See 41 Federal Register 36902 et seq. (September 1, 1976); 43 Federal Register 4000 et seq. (December 18, 1985)]. If no such claim accompanies the information when it is received by U.S. EPA it may be made available to the public by U.S. EPA without further notice to you. You should read carefully the above-cited regulations, together with the standards set forth in Section 104(e)(7) of CERCLA, before asserting a business confidentiality claim, since certain categories of information are not properly the subject of such a claim, as stated in Section 104(e)(7)(ii) of CERCLA.

#### DEFINITIONS

For the purpose of the Instructions and Requests for Information set forth herein, the following definitions shall apply:

1. The term "you" or "Respondent" shall mean the addressee of the Request, the addressee's officers, managers, employees, contractors, trustees, predecessors, successors, assigns, subsidiaries, and agents.

2. The term "person" as used herein includes, in the plural as well as the singular, any natural person, firm, contractor, unincorporated association, partnership, corporation, trust or governmental entity, unless the context indicates otherwise.

3. "The Site" or "The Facility" shall mean and include the entire property on which the Nankin Township Dump is located, referenced to as the Site (See parcels P1, P2, P3 and 1 on Attachment A to this Information Request).

4. The term "hazardous substance" shall have the same definition as that contained in Section 101(14) of CERCLA, including mixtures of hazardous substances with other substances including petroleum products.

5. The term "pollutant" or "contaminant" shall have the same definition as that contained in Section 101(33) of CERCLA.

6. The terms "furnish", "describe", or "indicate" shall mean turning over to U.S. EPA either original or duplicate copies of the requested information in the possession, custody, or control of the Respondent. Where specific information has not been

attachments to or enclosures with any documents and (e) every document referred to in any other document.

12. "And" as well as "or" shall be construed either disjunctively or conjunctively as necessary to bring within the scope of these Information Requests any information which might otherwise be construed to be outside their scope.

#### REQUESTS

1. Identify all persons consulted in the preparation of the answers to these Information Requests.

2. Identify all sources and locations of all documents consulted, examined, or referred to in the preparation of the answers to these Requests.

3. If you have reason to believe that there may be persons able to provide a more detailed or complete response to any Information Request or who may be able to provide additional responsive documents, identify such persons.

4. List the EPA Identification Numbers of the Respondent.

5. Identify the acts or omissions of any persons, other than your employees, contractors, or agents, that may have caused the release or threat of release of hazardous substances, pollutants, or contaminants and damages resulting therefrom at the Site.

6. Identify all persons having knowledge or information about the generation, transportation, treatment, disposal or other handling of hazardous substances by you, your contractors, or by prior owners and/operators at the Site.

7. Did you ever use, purchase, store, treat, dispose, transport or otherwise handle any hazardous substances or materials at the Site? If the answer to the preceding question is anything but an unqualified "no", identify:

a) The chemical composition, characteristics, physical state (e.g., solid, liquid) of each hazardous substance generated, transported, treated, or disposed of at the Site;

b) Who supplied you with such hazardous substances;

c) How such hazardous substances were used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you at the Site;

d) When such hazardous substances were used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you at the Site;

e) Where such hazardous substances were used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you; and

f) The quantity of such hazardous substances used, purchased, generated, stored, treated, transported, disposed or otherwise handled by you at the Site.

8. Did your company ever enter into a verbal or written agreement with Louis J. and/or Virginia Mijal to dispose of waste at the Site? If so, describe the nature of this agreement, the parties to this agreement, the date of the agreement, and provide copies of any documentation of this agreement.

9. Identify all liability insurance policies held by Respondent from January 1, 1940 to the present. In identifying such policies, state the name and address of each insurer and of the insured, the amount of coverage under each policy, the commencement and expiration dates for each policy, whether or not the policy contains a "pollution exclusion" clause, and whether the policy covers or excludes sudden, nonsudden or both types of accidents. In lieu of providing this information, you may submit complete copies of all relevant insurance policies.

10. Provide copies of all income tax returns sent to the Federal Internal Revenue Service in the last three years.

11. If Respondent is a Corporation, respond to the following requests:

a) Provide a copy of the Articles of Incorporation and By-Laws of the Respondent.

b) Provide Respondent's financial statements for the past five fiscal years, including, but not limited to those filed with the Internal Revenue Service.

c) Identify all of Respondent's current assets and liabilities and the persons who currently own or are responsible for such assets and liabilities.

12. If Respondent is a Partnership, provide copies of the Partnership Agreement.

13. If Respondent is a Trust, provide all relevant agreements and documents to support this claim.

14. Identify all persons, including yourself, who may have arranged for disposal or treatment or arranged for transportation for disposal or treatment of waste materials, including hazardous substances, at the Site or to the Site. In addition, identify the following:

a) The persons with whom you or such other persons made such arrangements, including, but not limited to Stanley Denski, John Denski, The Denski Brothers Partnership, Nankin Township, Quirino Gregg, Vance Creek, American Rubbish.

b) Every date on which such arrangements took place;

c) For each transaction, the nature of the waste material or hazardous substance, including the chemical content, characteristics, physical state (e.g., solid, liquid) and the process for which the substance was used or the process which generated the substance;

d) The owner of the waste materials or hazardous substances so accepted or transported;

e) The quantity of the waste materials or hazardous substances involved (weight or volume) in each transaction and the total quantity for all transactions;

f) All tests, analyses, and analytical results concerning the waste materials;

g) The person(s) who selected the Site as the place to which the waste materials or hazardous substances were to be transported;

h) The amount paid in connection with each transaction, the method of payment, and the identity of the person from whom payment was received;

i) Where the person identified in g., above, intended to have such hazardous substances or waste materials transported and all evidence of this intent;

j) Whether the waste materials or hazardous substances involved in each transaction were transshipped through, or were stored or held at, any intermediate site prior to final treatment or disposal;

k) What was actually done to the waste materials or hazardous substances once they were brought to the Site;

l) The final disposition of each of the waste materials or hazardous substances involved in such transactions;

m) The measures taken by you to determine the actual methods, means, and site of treatment or disposal of the waste material and hazardous substances involved in each transaction;

n) The type and number of containers in which the waste materials or hazardous substances were contained when they were accepted for transport, and subsequently until they were deposited at the Site, and all markings on such containers;

o) The price paid for (i) transport or (ii) disposal of (iii) both, of each waste material and hazardous substance;

p) All documents containing information responsive to a)-o) above, or in lieu of identification of all relevant documents, provide copies of all such documents;

q) All persons with knowledge, information, or documents responsive to a)-o) above.

15. Provide a list of the customers you supplied hazardous substances to between January 1, 1940 and the present.

LIST OF RESPONDENTS

Detroit Gasket Co.  
c/o Indian Head Industries, Inc.  
26899 Northwestern Hwy.  
Suite 400  
Southfield, MI 48083

Detroit Gasket  
c/o The Corporation Company  
615 Griswold  
Detroit, MI 48226

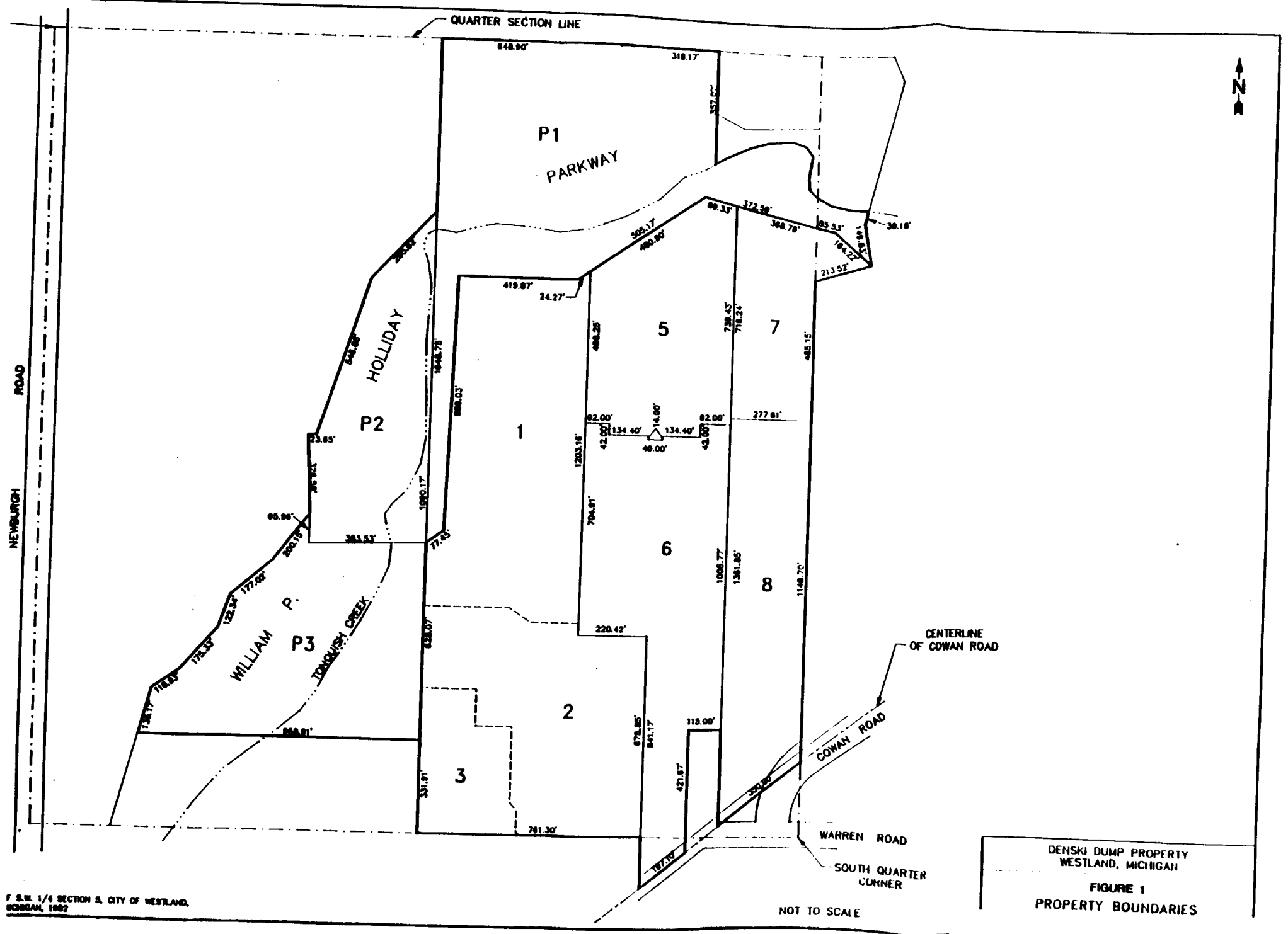
Purolator Products NA, Inc.  
6100 S. Yale Ave.  
Suite 1100  
Tulsa, OK 74136

Purolator Products NA, Inc.  
c/o The Corporation Company  
615 Griswold  
Detroit, MI 48226

Wolf Aircraft  
c/o Steven F. Wolf  
33991 E. Market Road  
Creswell, OR 97426

Wolf Aircraft  
c/o Elizabeth H. Wolf  
33991 E. Market Road  
Creswell, OR 97426

# ATTACHMENT A



**EPA**

United States  
Environmental Protection Agency  
Region 5  
77 West Jackson Boulevard  
Chicago, IL 60604-3590

Official Business  
Penalty for Private Use  
\$300

*HSE-5J*

*[Handwritten signature]*

*FOE  
4/2/88*

FIRST NOTICE
SECOND NOTICE
THIRD NOTICE

**RETURNED TO  
SENDER  
NOT DELIVERABLE  
AS ADDRESSED -  
UNABLE TO FORWARD**

~~Redacted~~  
Detroit Gasket Company  
c/o Indian Head Industries, Inc.  
26899 Northwestern Hwy.  
Suite 400  
Southfield, Michigan ~~48033~~



US POSTAGE

0000

METER 430924

US POSTAGE  
0252  
METER 430924

Fold at line over top of envelope to the  
right of the return address

Is your RETURN ADDRESS completed on the reverse side?

**SENDER:**

- Complete items 1 and/or 2 for additional services.
- Complete items 3, and 4a & b.
- Print your name and address on the reverse of this form so that we can return this card to you.
- Attach this form to the front of the mailpiece, or on the back if space does not permit.
- Write "Return Receipt Requested" on the mailpiece below the article number.
- The Return Receipt will show to whom the article was delivered and the date delivered.

I also wish to receive the following services (for an extra fee):

1. ☐ Addressee's Address
2. ☐ Restricted Delivery

Consult postmaster for fee.

3. Article Addressed to:

Detroit Gasket Company  
c/o Indian Head Industries, Inc.  
26899 Northwestern Hwy.  
Suite 400  
Southfield, Michigan 48083

4a. Article Number

P 851 381 389

4b. Service Type

- |   |  |
|---|--|
| <input type="checkbox"/> Registered           | <input type="checkbox"/> Insured                                   |
| <input checked="" type="checkbox"/> Certified | <input type="checkbox"/> COD                                       |
| <input type="checkbox"/> Express Mail         | <input checked="" type="checkbox"/> Return Receipt for Merchandise |

7. Date of Delivery

5. Signature (Addressee)

8. Addressee's Address (Only if requested and fee is paid)

6. Signature (Agent)

Thank you for using Return Receipt Service.